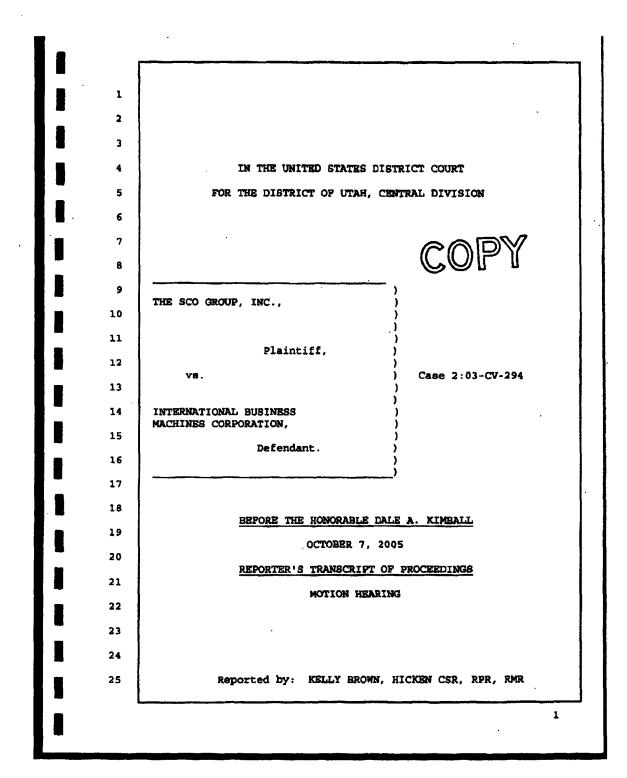
Addendum A



allowed additional days with existing SCO witnesses rather than just additional deposition. That's not why we're trying to have extra -- things in an uneven way, but rather because as SCO says in its papers, there are a lot more IBM people to depose than SCO people. There are fewer SCO people who have more information which will take longer to develop. And for that reason, we request the motion be denied. Thank you.

MR. SINGER: Very briefly, Your Honor. The 40 depositions per side figures were arrived at before any counterclaims were asserted by IBM. They asserted at least 10. The withdrawal of three patent counterclaims does not deal with the fact that they've asserted additional counterclaims dealing with copyright and other things which expanded beyond the original 40. We believe we've made a specific showing, and the material will be provided as to why we need additional depositions.

The fact that a lot of depositions haven't been taken in the front end reflects the normal course of litigation if you're wanting to review the documents before you take the depositions. And most of those documents are documents that have been produced within the last several months. There is no reason why the Court should not extend the number of depositions since we are not extending the time in which the depositions should be complete.

THE COURT: I am going to increase the number of

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allowable depositions by 10 as to each side with this requirement, that they are to be completed within the alotted cut-off day. To the extent that they cannot be, they must be foregone because we will not entertain any motion for an extension of time to complete depositions. Additionally, Mr. Marriott, I'm going to deny your request for additional time with them and hold both sides to the seven-hour requirement. All right. Now, is there anything further of a substantive nature that we need to address? MR. MARRIOTT: None here, Your Honor. MR. SINGER: None here, Your Honor. THE COURT: All right. I think we need to talk about the dates. Mr. Marriott, with regard to the -- or Mr. Shaugnessy, whoever's going to deal with this, with regard to the 20 developers whose information you're going to provide, how much time do you reasonably need to provide that? MR. MARRIOTT: I think if we had 60 days, Your Honor, we could do that. And if it is the people who are on the list that we already have, it would be useful to know that now because we could begin immediately on that. MR. SINGER: Well, we'll need to look at the list and see which 20, since that's the number which is provided, the ones that are most significant.